

MEETING OF THE CITY OF RUSHVILLE, INDIANA

COMMON COUNCIL

DECEMBER 5, 2017

6:00 P.M.

CALL TO ORDER: The Common Council of the City of Rushville met on the above date and time at 270 West 15th Street, Rushville, Indiana. Mayor Pavey called the meeting to order at 6:14 p.m.

PLEDGE TO THE FLAG: The Pledge to the Flag was recited by those present.

PRAYER: Councilman Berkemeier led those present in prayer.

ROLL CALL: Bob Bridges, Brian Conner, Craig Smith, Brad Berkemeier, and Gary Cameron answered roll call. Also present was City Attorney, Tracy Newhouse.

MINUTES: Cameron moved to approve the minutes of the November 21, 2017 meeting as presented. Smith seconded the motion. Motion carried.

MAYOR'S REPORT:

1. The LPA application for the Morgan Street Trail was turned in on the 22nd.
2. Met on the 27th for the final budget numbers on the workforce training center.
3. The town hall meeting was held on the 28th.
4. On the 29th met on the Stellar overlook.
5. On the 30th and 1st attended the Mayor's training sponsored by AIM.
6. On the 1st we met with Ivy Tech.
7. December 4th we met with Umbaugh for the quarterly financial review. It was noted that the City has lost over 10 million dollars since the circuit breaker started.
8. The building committee met last night. They approved a resolution bringing us up to date.
9. We will meet Thursday morning with DNR on the flood plain.
10. On the 12th there will be a roundtable meeting at Greensburg.
11. On the 19th we have a meeting on the Morgan Street trail.
12. Legislative – The Ways and Means Committee will likely present a Food & Beverage tax if communities wish to consider this type of tax. The Hotif will not likely be heard in the short session.
13. We met on the 29th regarding the ambulance questions. They have been delivered to Commissioner Wilkinson.
14. The utility work on N Spencer Street water line continues. They have installed the tile. Smith said he checked into the insurance for the sewer line and was told that it is not yet in affect. It will not be offered until early spring or late winter.
15. We are looking into historic review changes. With the current system some land owners especially in the residential area, don't know they are in the historic district. We are

considering making them get permits for specific items with no cost so it doesn't cause issues if they start work and then it is discovered they are in the historic district and did not get a permit. This is so we can alleviate delay in work.

16. I am replacing Greg Coffin on the Utility Board due to his move out of the County. Also one of the BZA members will go to the APC and the BZA member will be replaced.
17. A concern was received from the Lawton area requesting lighting. The committee will take a look.
18. We hope to wrap up the community crossing by the end of the year.
19. We are working on the contract for housing with Peacock and the City.
20. Berkemeier is working on the census.
21. We had a concern from a citizen regarding the speed of the railroad. The concern was sent to McCane
22. We received a call from the engineers on the levee recertification. They have analyzed the water depth and the flood. It does look like it can be recertified with some maintenance work.

CLERK-TREASURER'S REPORT: None.

COUNCIL PRESIDENT'S REPORT: None.

COMMITTEE REPORTS:

- **Stellar Designation** – Sheehan will discuss in his report
- **Amphitheater/Park Board** – Cameron said all headline acts have been booked.
- **Marketing** – We will refocus on this during the winter months.
- **APC/BZA** – Nothing.
- **City Center** – Sheehan will report.
- **Cherry Street Extension** – The LPA applications were turned in on the 22nd for Phase III and IV.
- **Brownfield Grant** - The Board of Works approved an access agreement on the former Laker site.
- **ECDC** – David Reed will serve as the incoming president replacing Grant Reeves.

DEPARTMENT HEAD REPORTS:

Park – Director Burklow said the Frisbee golf course is ½ completed. They hope to finish yet this week.

Fire – Chief Jenkins said we are close to bidding on 3 of the BEP properties. They will be closing on 818 N Maple and 608 W 9th soon.

Received notice from Coonrod that we will soon be receiving our reimbursement for 2015 in the amount of \$51,546.84.

Police – Chief Tucker handed out monthly statistics report. He also asked Council to review General Order 64 for body cameras.

CITIZEN CONCERNS/COMMENTS: Councilman Conner said that the railroad use to monitor train traffic and at that time it was 35 miles an hour.

UNFINISHED BUSINESS:

1. **Trash RFP Spreadsheet** – Sheehan reviewed the spreadsheet. He said CGS was much lower on all fees. His recommendation was to accept CGS' services for a period of 3 years. Bridges moved to accept the contract with CGS for 3 years. Berkemeier seconded the motion. Motion carried. Smith thanked Bestway for presenting an RFP.
2. **Police Body Camera Financing** – Cameron made a motion to proceed with the financing for the body cameras for 3 years with the option to pay off early. Cameron said he wanted to include a camera for the K9. Conner seconded the motion. Motion carried.
3. **Health Insurance Renewal** - Mayor Pavey said our insurance representative said the employees are doing a good job utilizing our plan. The medical renewal came in under budget and we had a slight increase in the dental and vision renewals. Smith moved to approve the renewal package as presented. Bridges seconded the motion. Motion carried.
4. **Cherry Street Des. No. 1400772 (Phase I and II) Notice to Proceed on Right of Way Acquisition** – Bridges made a motion to approve giving the Mayor the authority to sign Cherry Street Des No. 1400772. Berkemeier seconded the motion. Motion carried.

NEW BUSINESS:

1. **Ordinance 2017-35 Rushville Fire Prevention Ordinance** – Shelly Wakefield sent copies to Homeland Security state agency for review. Homeland Security said they were too busy to review and suggested to have Council review and then send it back to them. She requested that Homeland Security review by the December 19th meeting. Cameron moved to table. Smith seconded the motion. Motion carried.
2. **Resolution 2017-36 Adding Monies Back To Appropriations** – Berkemeier moved to approve Resolution 2017-36. Conner seconded the motion. Motion carried.
3. **Resolution 2017-37 – Sanitation and Park Transfer** – Berkemeier moved to approve Resolution 2017-37. Smith seconded the motion. Motion carried.

4. **Construction Congestion - Paul Wilkinson** – Commissioner Wilkinson asked Council to consider making temporary one way streets due to the construction of the jail project. This is in an attempt to prevent traffic congestion. His request is to make a one way street on Water from State Road 3 East. Also Perkins Street from Water up to 1st Street would be one way North. This would be for a period of approximately for 22 months. Conner moved to approve the request from the County for the one way streets for a period of 22 months. Smith seconded the motion. Motion carried.
5. **Body Camera – Janice Osborne** – Janice Osborne presented a price to purchase for body cameras from Radio Shack. She stated that her purchase price was \$399.00 per camera. After discussing this with the Chief she found that it does not meet all of the department's needs.
6. **Chickens in City Limits Ordinance** – Jennifer Vogel came before Council to request an amendment to the City ordinance to allow back yard chickens in the City. Vogel said her sister lives in Pendleton and she had to file for a variance to have back yard chickens. She said there are several benefits. A few were fresh eggs, reduce garbage because the chickens would eat some garbage, they would provide fertilizer, it would be educational for children and also give responsibility to children. Council's big concerns were noise, odor and disease. Animal Control Warden Moran said the CDC has reported salmonella due to unsafe handling of chickens. Moran said it would be a massive risk to allow in the city limits. We also need to consider what would happen with the waste. Council said there was a lot to consider. We need to look at the pros and cons. How many would be allowed in an area. Smith said we would need to put very strict rules in an ordinance. Smith suggested we see what other communities are doing. Cameron moved to table to study the matter. Smith seconded the motion. Motion carried.
7. **Trash Truck Quotes** – Commissioner Miller passed out quotes for a trash truck for Council to review. Miller said he would prefer the freightliner.
8. **Salary Ordinance Assistant Park Director** – Park Director Burklow asked Council to consider an increase in pay for his assistant from \$26,000.00 to \$32,000.00. He said he would adjust other employees in order to cover some of the increase in pay. Pavey said we really need to have a system in place with a salary range instead a strict set amount. No decision was made.
9. **Historic Board** – Mayor Pavey reported that he has appointed Tommy McGowan to the Historic Board.
10. **Fuel Bids:** One bid was received from Harvest Land Coop. Smith moved to table for review. Bridges seconded the motion. Motion carried.

11. **Hunt Road Property** – Mayor Pavey said there is someone interested in purchasing a portion of the City's property on the north side of Hunt Road. It is believed that some of the property may be in the flood plain. Newhouse is reviewing to see if we can sell. Council agreed to have Newhouse continue researching the matter.

Sheehan's Update:

1. Sheehan provided sources of communication.
2. Stellar – The Overlook building has been cleared. The geotech study has been completed. It was determined that we would require aggregate pier construction. We are working with Envoy to make sure we will have tenants.
3. Camp Quarters – Milestone Ventures is working on design. They are hoping to close the financing this month and possibly begin construction in January.
4. They have begun demolition on the old Boys & Girls Club.
5. Downtown Revitalization – We have several interested in participating in the program. There would be a 35% rebate. The minimum grant amount is \$10,000.00 and they must spend \$28,571.00 or more. The City was awarded \$100,000.00. The grant is on a first come first serve basis.
6. Owner Occupied Rehab – We received 22 applications, 2 of those were not eligible. 12 homes have been inspected. We anticipate assisting 13 households.
7. Riverside Park Gateway Plaza – Design consultant contracts have been drafted and are waiting on release of funds.
8. Stellar funding – An invoice was sent to the County today for the remaining portion of their donation.
9. City Center – the ADA portion is progressing and should be complete by the end of December. We continue to meet with Wolfe Theater and Ivy Tech.
10. Farmers Market – The project is complete. We may need to add more lighting. The mural is completed and was completely funded by donations. There is a fee for the car charging stations.
11. Industrial Park – 3 articles were published.
12. The Mayor continues to work through the Hwy 3 corridor project.
13. Community Crossing Grant – We are wrapping up the 2017 grant. The project for 2018 is the culvert project that we are partnering with the County on Spencer Street. In 2019 we will work on re-scoring City streets.
14. Cherry Street – We are applying for an LPA Grant for Phase III and IV.
15. Morgan Street Corridor - LPA grant application.
16. Housing – We continue working with Russell Brown and Joe Peacock. We are working with Brown on the PUD.
17. Animal Shelter - Design work has begun.
18. Stellar Youth Engagement – We are waiting on the student council to select participants.
19. BEP – We are trying to find 3 more properties to cooperate.
20. Art Grant – We were approved for technical assistance of 300 hours.
21. The waste water project is complete.

Councilman Smith left meeting at 8:00 p.m.

22. Discussed all of the downtown projects under construction.

CLAIMS AND MONTHLY BANK RECONCILEMENT – Bridges moved to approve the claims as presented along with the October 2017 bank reconciliation. Conner seconded the motion. Motion carried.

ITEMS NOT KNOWN IN ADVANCE: Janice Osborne asked if the City would consider passing an ordinance so landlords cannot rent/sell to drug dealers or drug users. Newhouse said we cannot write that type of ordinance. If someone you know is involved in drugs they need to call the police department. Chief Tucker said it would be unlawful to have such an ordinance.

ADJOURN: There was no further business to come before Council; Cameron moved to adjourn. Berkemeier seconded the motion. The meeting adjourned at 8:08 p.m.